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BEFORE THE
DEPARTMENT OF TRANSPORTATION
WASHINGTON, D.C.

DEPT. OF TRANSPORTATION
DOCKETS

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U.S.-U.K. Alliance Case

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Docket OST-2001-11029 - 28

**MOTION OF THE DEPARTMENT OF JUSTICE
FOR CONFIDENTIAL TREATMENT UNDER 14 C.F.R. § 302.12**

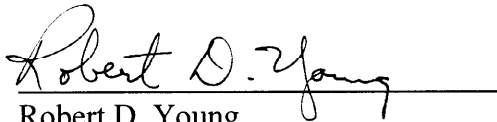
Pursuant to Rule 12 of the Department's Rules of Practice (14 C.F.R. § 302.12), the Department of Justice ("DOJ") hereby moves to withhold from public disclosure the confidential version of its comments filed today in the above-captioned proceeding. DOJ's comments include citations to documents and data produced by American and British Airways for which access has been limited by the Department pursuant to Rule 12. In addition, the comments cite confidential documents and data produced by AA and BA to DOJ under Civil Investigative Demands issued pursuant to the Antitrust Civil Process Act, 15 U.S.C. § 1311 *et seq.*, and confidential materials included in presentations made by the parties to DOJ. Confidential information from the latter sources is identified in the Comments as "CID MATERIAL."

The Department requires that pleadings that include or discuss confidential information be accompanied by a Rule 12 motion requesting confidential treatment. Accordingly, DOJ requests confidential treatment of the confidential version of its comments.

DOJ is filing the confidential version of its comments under seal and serving the confidential version on counsel who have filed confidentiality affidavits. DOJ is also filing a redacted version of the comments for the public record and serving it on those parties who have not filed confidentiality affidavits.

WHEREFORE, DOJ requests that the Department grant its motion for confidential treatment.

Respectfully submitted,

A handwritten signature in cursive script, reading "Robert D. Young", is written over a horizontal line.

Robert D. Young
Michael D. Billiel
Antitrust Division
U.S. Department of Justice
325 Seventh St., N.W., Suite 500
Washington, D.C. 20530

Dated: December 17, 2001